**Section 140.TABLE P Background Check Exceptions for Peer Support Workers Delivering Violence Prevention Services**

a) Organizations employing Peer Support Workers delivering violence prevention services must perform a background check in sufficient scope to meet the requirements of this section.

b) Organizations shall not employ, contract, or otherwise engage with any persons convicted of the any of the offenses as outlined within subsections (c) or (d). Other convictions noted on the person's background check are not considered disqualifying offenses for purposes of hiring or establishing other employment relationships.

c) The following are disqualifying offenses for a period of five years after the date of offense:

1) Unlawful Restraint [720 ILCS 5/10-3];

2) Aggravated Unlawful Restraint [720 ILCS 5/10-3.];

3) Forcible Detention [720 ILCS 5/10-4];

4) Child Abduction [720 ILCS 5/10-5];

5) Aiding and Abetting Child Abduction [720 ILCS 5/10-7];

6) Aggravated Stalking [720 ILCS 5/12-7.4];

7) Endangering the Life or Health of a Child [720 ILCS 5/12-21.6 and 720 ILCS 5/12C-5];

8) Ritualized Abuse of a Child [720 ILCS 5/20-1.2];

9) Arson [720 ILCS 5/20-1];

10) Residential Arson [720 ILCS 5/20-1.2];

11) Endangering Life or Health of a Child [720 ILCS 150/4];

12) Cruelty to Children [720 ILCS 115/53 and 740 ILCS 55/4];

13) Second Degree Murder [720 ILCS 5/9-2];

14) Voluntary Manslaughter of an Unborn Child [720 ILCS 5/9-2.1];

15) Involuntary Manslaughter and Reckless Homicide [720 ILCS 5/9-3];

16) Concealment of Homicidal Death [720 ILCS 5/9-3.1 and 5/9-3.4];

17) Involuntary Manslaughter and Reckless Homicide of an Unborn Child [720 ILCS 5/9-3.2];

18) Drug Induced Homicide [720 ILCS 5/9-3.3];

19) Aggravated Domestic Battery [720 ILCS 5/12-3.3];

20) Aggravated Battery [720 ILCS 5/12-3.05 and 720 ILCS 5/12 -4];

21) Heinous Battery [720 ILCS 5/12-4.1];

22) Aggravated Battery with a Firearm [720 ILCS 5/12-4.2];

23) Aggravated Battery with a Machine Gun or a Firearm Equipped with Any Device or Attachment Designed or Used for Silencing the Report of a Firearm [720 ILCS 5/12-4.2-5];

24) Abuse or Neglect of a Long Term Care Facility Resident [720 ILCS 5/12-4.4a(a)];

25) Criminal Abuse or Neglect of an Elderly Person or a Person with a Disability [720 ILCS 5/12-4.4a(b)];

26) Aggravated Battery of a Senior Citizen [720 ILCS 5/12-4.6];

27) Abuse and Criminal Neglect of a LTC Facility Resident [720 ILCS 5/12-19];

28) Criminal Abuse or Neglect of an Elderly Person or Person with a Disability [720 ILCS 5/12-21];

29) Financial Exploitation of an Elderly Person or a Person with a Disability [720 ILCS 5/16-1.3 and 720 ILCS 5/17-56];

30) Armed Robbery [720 ILCS 5/18-2];

31) Aggravated Vehicular Hijacking [720 ILCS 5/18-4];

32) Aggravated Robbery [720 ILCS 5/18-1(b) and 720 ILCS 5/18-5];

33) Home Invasion [720 ILCS 5/19-6]; and,

34) Aggravated Arson [720 ILCS 5/20-1.1].

d) The following are disqualifying offenses for a period of ten years after the date of offense:

1) Solicitation of Murder [720 ILCS 5/8-1.1 and 720 ILCS 5/8-1];

2) Solicitation of Murder for Hire [720 ILCS 5/8-1.2];

3) First Degree Murder [720 ILCS 5/9-1];

4) Intentional Homicide of an Unborn Child [720 ILCS 5/9-1.2];

5) Kidnapping [720 ILCS 5/10-1];

6) Aggravated Kidnapping [720 ILCS 5/10-2];

7) Indecent Solicitation of a Child [720 ILCS 5/11-6];

8) Sexual Exploitation of a Child [720 ILCS 5/11-9.1];

9) Permitting Sexual Abuse of a Child [720 ILCS 5/11-9.1A and 150/5.1];

10) Custodial Sexual Misconduct [720 ILCS 5/11-9.2];

11) Sexual Misconduct with a Person with a Disability [720 ILCS 5/11-9.5];

12) Promoting Juvenile Prostitution [720 ILCS 5/11-14.4(a)];

13) Exploitation of a Child [720 ILCS 5/11-19.2];

14) Child Pornography [720 ILCS 5/11-20.1];

15) Aggravated Child Pornography [720 ILCS 5/11-20.3 and 5/11-20.1B];

16) Aggravated Battery of a Child [720 ILCS 5/12-4.3];

17) Aggravated Battery of an Unborn Child [720 ILCS 5/12-4.4];

18) Criminal Sexual Assault [720 ILCS 5/11-1.20 and 5/12-13];

19) Aggravated Criminal Sexual Assault [720 ILCS 5/11-1.30 and 5/12-14];

20) Predatory Criminal Sexual Assault of a Child [720 ILCS 5/11-1.40 and 5/12-14.1];

21) Criminal Sexual Abuse [720 ILCS 5/11-1.50 and 5/12-15];

22) Aggravated Criminal Sexual Abuse [720 ILCS 5/11-1.60 and 5/12-16]; and,

23) Dismembering a Human Body [720 ILCS 5/12-20.5].

(Source: Added at 48 Ill. Reg. 11981, effective July 25, 2024)